| B1 (Official Form 1)(1/08) | | | | | | | | |
|---|---|--|--------------------------------------|--|--|---|--|--|
| United States Bankruptcy Court District of Nevada | | | | | Voluntary Petition | | | |
| Name of Debtor (if individual, enter Last, First, EL JEFE'S MEXICAN GRILL, LLC | Middle): | | Name | of Joint De | ebtor (Spouse | e) (Last, First | , Middle): | |
| All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): | | | | All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): | | | | |
| Last four digits of Soc. Sec. or Individual-Taxpa (if more than one, state all) 71-0943236 | ayer I.D. (ITIN) No./ | Complete EIN | Last for | Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No/Complete EIN (if more than one, state all) | | | | |
| Street Address of Debtor (No. and Street, City, a 9925 S. Eastern Ave. Las Vegas, NV | _ | ZIP Code | Street | Street Address of Joint Debtor (No. and Street, City, and State): ZIP Code | | | | |
| County of Residence or of the Principal Place of Clark | | 89183 | Count | y of Reside | ence or of the | Principal Pla | ace of Business: | |
| Mailing Address of Debtor (if different from street 1350 Imperia Drive Henderson, NV | _ | ZIP Code 89052 | Mailir | ng Address | of Joint Debt | or (if differen | nt from street address): | ZIP Code |
| Location of Principal Assets of Business Debtor (if different from street address above): | | | • | | | | | |
| Type of Debtor (Form of Organization) (Check one box) ☐ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form. ☐ Corporation (includes LLC and LLP) ☐ Partnership ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.) | (Checi ☐ Health Care Bu ☐ Single Asset R in 11 U.S.C. § ☐ Railroad ☐ Stockbroker ☐ Commodity Br ☐ Clearing Bank ☐ Other ☐ Tax-Exe | eal Estate as of 101 (51B) oker empt Entity (a, if applicable) exempt organof the United | nization States | defined "incurr | the 1 er 7 er 9 er 11 er 12 | Petition is Fi Cl of Cl of Cl of Cl of Shature (Check consumer debts, § 101(8) as idual primarily | busin | Recognition eding |
| Filing Fee (Check or Full Filing Fee attached Filing Fee to be paid in installments (applicated attach signed application for the court's consist unable to pay fee except in installments. R Filing Fee waiver requested (applicable to clattach signed application for the court's consistant signed | able to individuals or ideration certifying (Rule 1006(b). See Off hapter 7 individuals ideration. See Officia | hat the debtoricial Form 3A. only). Must | Check | Debtor is a if: Debtor's a to insiders all applica A plan is Acceptance | a small busin not a small b aggregate nor s or affiliates) ble boxes: being filed w | usiness debto necontingent li) are less than ith this petition n were solici accordance v | defined in 11 U.S.C. or as defined in 11 U.S iquidated debts (excluda \$2,190,000. | .C. § 101(51D). ding debts owed ne or more b). |
| 1- 50- 100- 200- 49 99 199 999 | erty is excluded and ion to unsecured cred | □ [10,001- | 25,001- 50,000 | 50,001- 100,000 | OVER 100,000 | | | |
| \$0 to \$50,001 to \$100,001 to \$500,001 \$50,000 \$100,000 \$500,000 to \$1 million | \$1,000,001 \$10,000,001 to \$10 to \$50 million | \$50,000,001 S to \$100 t | \$100,000,001 to \$500 million | \$500,000,001 to \$1 billion | | | | |
| \$0 to \$50,001 to \$100,001 to \$500,001 | \$1,000,001 \$10,000,001 to \$10 to \$50 | \$50,000,001 | \$100,000,001 to \$500 | \$500,000,001 to \$1 billion | | | | |

B1 (Official Form 1)(1/08) Page 2 Name of Debtor(s): Voluntary Petition **EL JEFE'S MEXICAN GRILL, LLC** (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Case Number: Location Date Filed: Where Filed: - None -Date Filed: Location Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice required by 11 U.S.C. §342(b). and is requesting relief under chapter 11.) ☐ Exhibit A is attached and made a part of this petition. Signature of Attorney for Debtor(s) (Date) Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) ☐ Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

1/15/10 5:14PM B1 (Official Form 1)(1/08) Page 3

Voluntary Petition

(This page must be completed and filed in every case)

Signatures

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Debtor

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

Date

Signature of Attorney*

X /s/ Andrew J. Driggs

Signature of Attorney for Debtor(s)

Andrew J. Driggs 4250

Printed Name of Attorney for Debtor(s)

Driggs Law Group

Firm Name

312 Glistening Cloud Drive Henderson, NV 89012

Address

Email: andrew@driggslawgroup.com (702) 270-2150 Fax: (702) 270-2125

Telephone Number

January 15, 2010

Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ KATHLEEN REICHARDT

Signature of Authorized Individual

KATHLEEN REICHARDT

Printed Name of Authorized Individual

MANAGER

Title of Authorized Individual

January 15, 2010

Date

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

Name of Debtor(s):

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of Foreign Representative

EL JEFE'S MEXICAN GRILL, LLC

Printed Name of Foreign Representative

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

B4 (Official Form 4) (12/07)

United States Bankruptcy Court District of Nevada

| In re | EL JEFE'S MEXICAN GRILL, LLC | Case No. | | |
|-------|------------------------------|-----------|---------|----|
| | | Debtor(s) | Chapter | 11 |

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

| (1) | (2) | (3) | (4) | (5) |
|---|---|---|---|--|
| Name of creditor and complete mailing address including zip code | Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted | Nature of claim (trade debt, bank loan, government contract, etc.) | Indicate if claim is contingent, unliquidated, disputed, or subject to setoff | Amount of claim [if secured, also state value of security] |
| Allied Insurance 1100 Locust St. Des Moines, IA 50391 | Allied Insurance 1100 Locust St. Des Moines, IA 50391 | | | Unknown |
| City of Henderson 240 Water Street P.O. Box 95050 Henderson, NV 89009 | City of Henderson 240 Water Street P.O. Box 95050 Henderson, NV 89009 | | | Unknown |
| Healthedge 10 Burlington Mall Burlington, MA 01803 | Healthedge 10 Burlington Mall Burlington, MA 01803 | | | Unknown |
| Nevada Beverage Co. 3940 W. Tropicana Ave. Las Vegas, NV 89103 | Nevada Beverage Co. 3940 W. Tropicana Ave. Las Vegas, NV 89103 | | | Unknown |
| Nevada Energy 6226 W. Sahara Ave. Las Vegas, NV 89146 | Nevada Energy 6226 W. Sahara Ave. Las Vegas, NV 89146 | | | Unknown |
| Republic Services, Inc. 18500 N. Allied Way Phoenix, AZ 85054 | Republic Services, Inc. 18500 N. Allied Way Phoenix, AZ 85054 | | | Unknown |
| Shangri-La Tea of Southern Nevada 3775 W. Teco Ave. Las Vegas, NV 89118 | Shangri-La Tea of Southern Nevada 3775 W. Teco Ave. Las Vegas, NV 89118 | | | Unknown |
| Southern Wine & Spirits of America, Inc. 8400 S. Jones Blvd. Las Vegas, NV 89139 | Southern Wine & Spirits of America, Inc. 8400 S. Jones Blvd. Las Vegas, NV 89139 | | | Unknown |
| Southwest Gas Corporation 6355 Shatz Street Las Vegas, NV 89115 | Southwest Gas Corporation 6355 Shatz Street Las Vegas, NV 89115 | | | Unknown |
| Southwestern Linen 6335 Sunset Corporate Drive Las Vegas, NV 89120 | Southwestern Linen 6335 Sunset Corporate Drive Las Vegas, NV 89120 | | | Unknown |
| Stanley Security Solutions, Inc. 917 S. 1st Street Las Vegas, NV 89101 | Stanley Security Solutions, Inc. 917 S. 1st Street Las Vegas, NV 89101 | | | Unknown |

| B4 (Official Form 4) (12/07) - Cont. | | | | | | |
|--------------------------------------|------------------------------|----------|--|--|--|--|
| In re | EL JEFE'S MEXICAN GRILL, LLC | Case No. | | | | |
| | Debtor(s) | _ | | | | |

LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS

(Continuation Sheet)

| (1) | (2) | (3) | (4) | (5) |
|---|---|---|---|--|
| Name of creditor and complete mailing address including zip code | Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted | Nature of claim (trade debt, bank loan, government contract, etc.) | Indicate if claim is contingent, unliquidated, disputed, or subject to setoff | Amount of claim [if secured, also state value of security] |
| Tortillas, Inc. 2912 N. Commerce St. North Las Vegas, NV 89030 | Tortillas, Inc. 2912 N. Commerce St. North Las Vegas, NV 89030 | | | Unknown |
| United Healthcare Services, Inc. 2724 N. Tenaya Way Las Vegas, NV 89128 | United Healthcare Services, Inc. 2724 N. Tenaya Way Las Vegas, NV 89128 | | | Unknown |
| US Foodservice, Inc. 1685 W. Cheyenne Ave North Las Vegas, NV 89032 | US Foodservice, Inc. 1685 W. Cheyenne Ave North Las Vegas, NV 89032 | | | Unknown |
| Wirtz Beverage Nevada Beer, Inc. 1849 W. Cheyenne Road North Las Vegas, NV 89032 | Wirtz Beverage Nevada Beer, Inc. 1849 W. Cheyenne Road North Las Vegas, NV 89032 | | | Unknown |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

I, the MANAGER of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

| Date | January 15, 2010 | Signature | /s/ KATHLEEN REICHARDT | |
|------|------------------|-----------|------------------------|--|
| | | - | KATHLEEN REICHARDT | |
| | | | MANAGER | |

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

EL JEFE'S MEXICAN GRILL, LLC 1350 Imperia Drive Henderson, NV 89052

Andrew J. Driggs Driggs Law Group 312 Glistening Cloud Drive Henderson, NV 89012

Allied Insurance Acct No xxxxx9481 1100 Locust St. Des Moines, IA 50391

City of Henderson Acct No xxxxx0480 240 Water Street P.O. Box 95050 Henderson, NV 89009

Healthedge Acct No xxx0009 10 Burlington Mall Burlington, MA 01803

Nevada Beverage Co. Acct No x5605 3940 W. Tropicana Ave. Las Vegas, NV 89103

Nevada Energy Acct No xx3739 6226 W. Sahara Ave. Las Vegas, NV 89146

Republic Services, Inc. Acct No xxxx-xx-x-xx665-6 18500 N. Allied Way Phoenix, AZ 85054

Shangri-La Tea of Southern Nevada Acct No xxxxxx x3TH3 3775 W. Teco Ave. Las Vegas, NV 89118

Southern Wine & Spirits of America, Inc. Acct No xx9149 8400 S. Jones Blvd. Las Vegas, NV 89139

Southwest Gas Corporation Acct No xxx-xxxxxy9-002 6355 Shatz Street Las Vegas, NV 89115 Southwestern Linen Acct No x0067 6335 Sunset Corporate Drive Las Vegas, NV 89120

Stanley Security Solutions, Inc. Acct No xxxxxxxx1750 917 S. 1st Street Las Vegas, NV 89101

Tortillas, Inc. Acct No El Jefe's 2912 N. Commerce St. North Las Vegas, NV 89030

United Healthcare Services, Inc. Acct No xx0391 2724 N. Tenaya Way Las Vegas, NV 89128

US Foodservice, Inc. Acct No xx-xxx5522 1685 W. Cheyenne Ave North Las Vegas, NV 89032

Wirtz Beverage Nevada Beer, Inc. Acct No x4603 1849 W. Cheyenne Road North Las Vegas, NV 89032